



State of Alabama

## **The Alabama Board of Electrical Contractors**

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### **MINUTES Board Meeting March 14, 2022**

The Alabama Board of Electrical Contractors met on Monday, March 14, 2022, at the Board's office located at 2777 Zelda Road in Montgomery, Alabama. Board members in attendance were Mr. Fred Moore (Board Chair), Mr. Jeremy Atchley (Board Vice Chair), Mr. Terry Wallace (member), Mr. Robert Lamborne (member), Mr. Mac McCreless (member), Mr. Theodore Blunt (member), Mr. Shon Rogers (member) and Mr. Johnny Grimes (member). Also present at the meeting were Mr. Keith Warren (Executive Director), Mrs. Hendon Coody (General Counsel attending virtually), Mr. Randy Barrows (Board Administrator), Mr. Mike James (Investigator) and Ms. Renee' Reames (recording secretary). A vacancy existed on the Board following Mr. Thomas' resignation.

#### **CALL TO ORDER**

The meeting was called to order at 10:00 a.m. by Mr. Moore, Board Chair, and following roll call of the members by Mr. Warren, Mr. Moore reported that a quorum was present to conduct business. The meeting was advertised on the Board's website, [www.aecb.alabama.gov](http://www.aecb.alabama.gov), and the Secretary of State's website, [www.sos.alabama.gov](http://www.sos.alabama.gov), in accordance with requirements of the Alabama Open Meetings Act.

#### **APPROVAL OF MINUTES**

Mr. Moore presented for the Board's approval a copy of the minutes from the January 21, 2022, Board meeting. The Board members were provided a copy of the minutes prior to the meeting for their review. Mr. Rogers made a motion to approve the January minutes as presented. The motion was seconded by Mr. Wallace and unanimously approved by the Board.

#### **EXECUTIVE DIRECTOR REPORT**

Mr. Warren presented the Executive Director's Report that included a financial summary for the period ending February 28, 2022. The report included line-item expenditures for the same reporting period. Mr. Warren reported on the number of current licensees to include 4 years comparative licensee data from FY 2018 through FY 2021. Mr. Warren reported on the number of complaints received during FY 2021 and in FY 2022 (reports filed in the Board's official Book of Minutes).

Mr. Warren also presented the Administrator's Report on the activities accomplished by the staff since the last Board meeting that was held in January (report filed in Board's official Book of Minutes).

Mr. Lamborne made a motion to accept the financial report as presented. The motion was seconded by Mr. Wallace and unanimously approved by the Board.

Mr. Warren reported on Board terms to include the vacancy created by Mr. Thomas resigning and the upcoming expired terms for Messrs. Moore, Grimes and McCreless.

The Board discussed Board-sponsorship of continuing education programs for licensees. The Board indicated interest in having a program offered at several geographical locations across the State and considered a variety of code update programs to address the range of code changes, which would total the number of CE hours required biennially. The Board agreed to review, after one year, the demand for programs before expanding and progressing to other programs. Mr. Blunt made the motion to create a CE Committee to recommend topics in contracting and business law that could guide the instructor, etc. The motion was seconded by Mr. Wallace and unanimously approved by the Board.

#### LEGAL COUNSEL REPORT

Mrs. Coody presented the Legal Counsel report and reported on the following cases:

Case 2021-137 - She reported that the Respondent affiliated with a franchised company was fined \$2,500 by the Board. She indicated that the Respondent had reported that the company was closing due to difficulties in retaining personnel. Mrs. Coody recommended that the fine be withdrawn in this case, since the Respondent was no longer a threat to the public. Mr. Grimes made a motion to withdraw the disciplinary fine in this case. The motion was seconded by Mr. Rogers and unanimously approved by the Board.

Case 2022-020 – She reported that the licensed Respondent was using unlicensed subcontractors to perform electrical work. She also commented on improper work being done. She reported that the Investigative Committee recommended a fine of \$10,000 and 1-year probation and that should a second offense occur, the licensee would appear before the Board. Mr. Wallace made the motion to approve the recommendation of the Investigative Committee. The motion was seconded by Mr. Grimes and unanimously approved by the Board.

Case 2022-032 – She reported that the Investigative Committee recommended this matter be referred for criminal prosecution for forgery and that the case be closed. She explained that this case would be reopened after the prosecution case ruling. Mr. Atchley made motion to approve the recommendation of the Investigative Committee. The motion was seconded by Mr. Lamborne and unanimously approved by the Board.

#### OLD BUSINESS

Mr. Warren provided an update concerning the Board's proposed legislation and opposition to the legislation. He commended on issues with the subpoena language and employee exemption. Mr. Grimes made the motion to remove the definition of employee from the

proposed legislation. The motion was seconded by Mr. Wallace and passed by a majority of the Board.

The Board also discussed future issues and consideration to legislative changes regarding electric car power charging stations installations by homeowners, etc.

#### NEW BUSINESS

Mr. Warren presented the RFP specifications for examination provider. Following a review of the specifications, Mr. Wallace made a motion to approve the RFP specifications for examination provider as presented. The motion was seconded by Mr. Grimes and unanimously approved by the Board.

The Board discussed the State Office of Apprenticeship program through the Department of Labor and funding or other incentive opportunities. The Board was reminded that currently the Board did not have jurisdiction to issue an apprentice designation.

The Board also discussed establishing rules requiring the journeyman designation as a prerequisite to applying for an electrical contractors' license. The Board reviewed Rule 303-X-1-.02(4) Electrical Contractor (definition). Chairman Moore appointed a Credentials Committee comprised of Mr. Atchley (committee chair), Mr. Wallace and Mr. Moore, for the purpose of reviewing the Board's requirements for a journeyman and electrical contractor, defining how to obtain evidence of qualifications (resulting in modifications to the application forms) and further defining a transitioning grandfather provision, etc.

Mr. Grimes inquired about the examination reference materials and which publications were the candidates allowed to bring and reference during the examination and if it included the Electrical Handbook. Mr. Warren indicated that he would report on this information at the next Board meeting.

#### APPLICATIONS

Mr. Rogers made a motion to approve the Electrical Contractor Applications by Reciprocity as recommended by Mr. Barrows (a list available for viewing in the Board's official Book of Minutes). The motion was seconded by Mr. Wallace and unanimously approved by the Board.

Mr. Blunt made the motion to approve the Journeyman Electrician applications for examination as presented by Mr. Barrows (a list available for viewing in the Board's official Book of Minutes). The motion was seconded by Mr. Lamborne and unanimously approved by the Board.

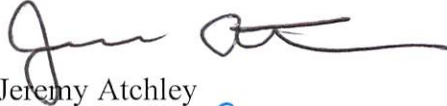
Mr. McCreless made the motion to approve the Electrical Contractor applications for examination as reviewed by the members (a list available for viewing in the Board's official Book of Minutes). The motion was seconded by Mr. Blunt and unanimously approved by the Board.

Mr. Warren and Mr. James reported on recently attended Code Officials meetings and presenting information regarding Board jurisdiction, how to file a complaint, and licensing violations, etc. Mr. Warren indicated that the Board could registering and set up a vendor booth if interested in participating in future conferences.

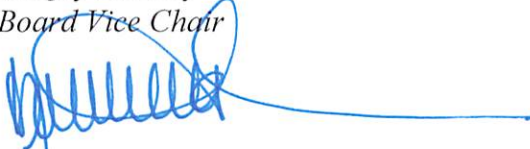
Chair Moore reminded the members that the next regularly scheduled meeting of the Board was May 9, 2022, at 10:00 a.m.

The Board had no further business to discuss and Mr. Grimes made a motion to adjourn the meeting. The motion was seconded by Mr. Wallace, and having no objections from the members, Chairman Moore adjourned the meeting at 12:17p.m.

Respectfully submitted,



Jeremy Atchley  
*Board Vice Chair*



Keith E. Warren  
*Executive Director*

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